

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**July 10, 2003**

DIVISION TWO

B158987      Gadda, et al.                      (Not for Publication)  
                 v.  
                 James, et al.

We affirm the trial court's orders denying Gadda and Hale's petition to vacate James's \$20,000 arbitration award and vacating Fortier's \$10,000 arbitration award. We dismiss James's cross-appeal.

The parties shall bear their costs on appeal.

Ashmann-Gerst, J.

We concur:    Boren, P.J.  
                      Nott, J.

B151800      Sakiyama, et al.                      (Certified for Partial Publication)  
                 v.  
                 AMF Bowling Centers, Inc.

The judgment and orders of the trial court are affirmed. AMF is entitled to its costs on appeal.

Ashmann-Gerst, J.

We concur:    Boren, P.J.  
                      Doi Todd, J.

July 10, 2003 (Continued)

## DIVISION TWO (Continued)

[illegible]

The judgment is affirmed.

Ashmann-Gerst, J.

We concur:   Nott, Acting P.J.  
                      Doi Todd, J.

DIVISION THREE

[illegible]

The order continuing wardship is affirmed.

Croskey, J.

We concur: Klein, P.J.  
Aldrich, J.

DIVISION FIVE

[illegible]

The judgment is reversed. Each party to bear their own costs.

Grignon, J.

We concur:   Turner, P.J.  
                      Mosk, J.

DIVISION FIVE (Continued)

B158189      A.C. Watson                      (Not for Publication)  
                 v.  
                 Allen Watson

The judgment against defendants and respondents Allen and Barbara Watson (individually and as a trustee of the Barbara Watson Revocable Trust) is affirmed, except that it is reversed insofar as it establishes a constructive trust on real property owned by those defendants in the State of Florida, as described in the judgment. As to this portion of the appeal, each party is to bear its own costs.

The judgment against defendants and appellants Roger Rebbe and Miles Klein. Those defendants and appellants are to recover their costs on appeal.

Armstrong, J.

We concur:   Turner, P.J.  
                 Grignon, J.

B160678      People                                      (Not for Publication)  
                 v.  
                 Anthony Jackson

The judgment is affirmed.

Armstrong, J.

We concur:   Turner, P.J.  
                 Mosk, J.

B156412      Harold Beck, et al                      (Not for Publication)  
                 v.  
                 John Shaw et al

The judgment is affirmed. Respondent(s) to recover costs.

Armstrong, J.

We concur:   Turner, P.J.  
                 Grignon, J.

July 10, 2003 (Continued)

## DIVISION FIVE (Continued)

B161842 People (Not for Publication)

V.

Jose Sosa

The judgment is affirmed.

Grignon, J.

We concur:   Turner, P.J.  
                      Armstrong, J.

B161257 Dennis Paustian (Not for Publication)

V.

# Marcia Patterson

The judgment is affirmed. Respondent(s) to recover costs.

Armstrong, J.

We concur:   Turner, P.J.  
                      Mosk, J.

B162574 People (Not for Publication)

$$\mathbf{V}_i$$

Peter Jaquez

The judgment is modified to strike, rather than stay, the three enhancements under Penal Code section 667.5, subdivision (a). As modified, the judgment is affirmed.

Grignon, Acting P.J.

We concur:   Armstrong, J.  
                      Mosk, J.

July 10, 2003 (Continued)

## DIVISION FIVE (Continued)

B162225      People                                  (Not for Publication)  
v.  
Sergio Gonzales

The judgment is affirmed.

Grignon, J.

We concur:   Turner, P.J.  
                      Armstrong, J.

B163204      Los Angeles County, D.C.S.      (Not for Publication)  
v.  
Jessica M. et al  
In re Shaun M.

The judgment is affirmed.

Grignon, J.

We concur:   Turner, P.J.  
                     Mosk, J.

DIVISION SIX

Court convened at 9:00 A.M.

Present: Yegan, Acting P.J., Coffee, J., Perren, J. and G. Bents, Senior Deputy Clerk.

Each of the following:

B159425 Doe v. Ventura Co. Sheriff's Dept.  
B163978 Filippini v. Fuller

Argument continued to August, 2003.

DIVISION SIX (Continued)

B161728 Cobb  
v.  
Abraham

Merits:

Argued by David Abraham, appellant appearing in propria persona and by Samuel M. Huestis for respondent. Cause submitted.

B164686 Lopez  
v.  
Calif. Dept. of Insurance

Merits:

Argued by John Lauren Udden for appellant and by Elizabeth Hong, Deputy Attorney General, for respondents. Cause submitted.

Court recessed at 9:30 A.M.

Court reconvened at 1:30 P.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J., G. Bents, Senior Deputy Clerk and P. McGill, Chief Deputy Clerk.

Each of the following:

B155948 People v. Estrada & Cervantes  
B156981 People v. Rocha  
B159220 People v. Course  
B159481 People v. Williams  
B159761 People v. Torres  
B160306 People v. Parham  
B160382 People v. Prieto  
B160902 People v. Mesa  
B161564 People v. Jorge P.  
B161789 People v. Pupich  
B163457 People v. Hakim

Argument waived, cause submitted.

DIVISION SIX (Continued)

B159624     People  
              v.  
              Goddard

Merits:  
Argued by Christopher C. Melcher for appellant and by Kim A. Aarons, Deputy Attorney General, for respondent via video conference. Cause submitted.

B162995     People  
              v.  
              Gonzalez

Merits:  
Argued by Richard B. Lennon for appellant and by Lance E. Winters, Deputy Attorney General, for respondent via video conference.

Appellant shall serve and file a supplemental letter brief regarding the certificate within 10 days, at which time, the matter will stand submitted.

B159674     People  
              v.  
              Valdivia

Merits:  
Argued by Gerald Clausen for appellant and by Stephanie C. Brennan, Deputy Attorney General, for respondent via video conference. Cause submitted.

B160695     People  
              v.  
              Diaz

Merits:  
Argued by Linda Rush for appellant and by Ryan M. Smith, Deputy Attorney General, for respondent via video conference. Cause submitted.

DIVISION SIX (Continued)

B160929     People  
              v.  
              Henderson

Merits:

Argued by Estie R. Stoll for appellant via video conference and by Marc A. Kohm, Deputy Attorney General, for respondent via video conference.  
Cause submitted.

B162994     People  
              v.  
              Dominguez

Merits:

Argued by Jeffrey Allen Needelman for appellant. Argument previously waived by respondent. Cause submitted.

Gilbert, P.J. left the bench.

B158224     People  
              v.  
              Quintero

Merits:

Argued by James M. Hodges for appellant. Argument previously waived by respondent. Cause submitted.

Court adjourned at 3:00 P.M.

B155330     Marriage  
              of  
              Fell

Filed order denying petition for rehearing.



July 10, 2003 (Continued)

DIVISION SEVEN

Court convened at 9:00 A.M.

Present: Perluss, P.J., Johnson, J., Woods, J., Munoz, J. (Assigned) and Eva McClintock, Deputy Clerk.

Each of the following:

B155924 People v. Taylor  
B157448 People v. Johnson  
B157489 People v. Beverly  
B159041 People V. Dowell  
B160912 People v. Garcia  
B162925 People v. Broughton  
B162993 People v. Nguyen  
B160059 DCFS v. Julia V., et al.,  
B162047 DCFS v. Arturo O.,  
B163648 DCFS v. Kelly B.,  
B164003 DCFS v. Glenn S.,

Argument waived, cause submitted.

B161559     People  
                  v.  
                  Juan G.

Merits:

Argued by Allen Weinberg for appellant and by Erin Pitman, Deputy Attorney General for respondent. Cause submitted.

B160088     People  
                  v.  
                  Brown

Merits:

Argument waived by all parties. Cause to be submitted upon filing of outstanding supplemental record.

DIVISION SEVEN (Continued)

B161137     People  
              v.  
              Tillman

Merits:  
Argued by Alisa Shorago for appellant and by Richard Breen, Deputy Attorney General for respondent. Cause submitted.

B161272     People  
              v.  
              Vasquez

Merits:  
Argued by William Flenniken, Jr. for appellant and by Kenneth Kao, Deputy Attorney General for respondent. Cause submitted.

B160232     People  
              v.  
              Sandoval

Merits:  
Argued by Richard Ewaniszyk for appellant and by Susan Frierson, Deputy Attorney General for respondent. Cause submitted.

B159221     People  
              v.  
              Valencia

Merits:  
Argued by Elizabeth Bumer for appellant and by Kyle Brodie, Deputy Attorney General for respondent. Cause submitted.

B163795     People  
              v.  
              Hodgson

Merits:  
Argued by Richard Levy for appellant and by Alan Tate, Deputy Attorney General for respondent. Cause submitted.

DIVISION SEVEN (Continued)

B144044     People  
              v.  
              Kratz

Merits:

Argued by John Lanahan for appellant and by Richard Moskowitz, Deputy Attorney General for respondent. Cause submitted.

B159288     People  
              v.  
              Brown  
              Wingfield

Merits:

Argued by Eileen McGarry and Roberta Simon for appellants and by Richard Breen, Deputy Attorney General for respondent. Cause submitted.

B161515     Los Angeles County, D.C.S.  
              v.  
              Marie R.

Merits:

Argued by Mark Massey for appellant and by Stephanie Jo Farrell, Deputy County Counsel for respondent. Cause submitted.

B165388     Smithkline Beecham  
              v.  
              Superior Court, Los Angeles County  
              (Avare, et al., r.p.i.)

Merits:

Argued by Chilton Varner for petitioner and by Karen Barth for real parties in interest. Cause submitted.

DIVISION SEVEN (Continued)

B159811     Gutierrez  
              v.  
              Cruz

Merits:  
Argued by Bruce Graham for appellant and by Marcela Sideman for  
respondent. Cause submitted.

Court recessed at 11:55 A.M.

Court reconvened at 1:30 P.M.

Present: Perluss, P.J., Johnson, J., Woods, J., Munoz, J. (Assigned) and Eva McClintock,  
Deputy Clerk.

B159016     Hallstrom v. Feldman

Argument waived, cause submitted.

B158936     Kelley  
              v.  
              Kukreja, et al.

Merits:  
Argued by Patricia Painter for appellant and by John Fort for respondents.  
Cause submitted.

B158894     Weinberg, et al.  
              v.  
              Safeco Ins. Co.

Merits:  
Argued by Raymond Goettsch for appellants and by Ian Herzog for  
respondent. Cause submitted.

DIVISION SEVEN (Continued)

B158819     Bragg, et al.  
              v.  
              Valdez  
              Movsesian

Merits:

Argued by Andrew Chang for appellants and by Terry Kesinger and Suzanne De Rosa for respondents. Cause submitted.

B158352     Hardie's Korn Kettle  
              v.  
              Ritts, et al.

Merits:

Argued by Diana Scott for appellant and by Glen Kulik for respondents. Cause submitted.

B157517     Finney  
              v.  
              Gomez

Merits:

Argued by Stephen Talt for appellant and by Ken Nathanson for respondent. Cause submitted.

B160267     Finke  
              v.  
              Walt Disney, et al.

Merits:

Argued by Patricia Glaser for appellants and by Clyde Hettrick for respondent. Cause submitted.

DIVISION SEVEN (Continued)

B156870 California Dept. of Finance, et al.  
v.  
County of Los Angeles  
Commission on State Mandates

Merits:

Argued by Geoffrey Graybill and Camille Shelton for appellants and by  
Stephen Morris for respondent. Cause submitted.

Court adjourned at 3:40 P.M.

DIVISION EIGHT

B164144 Kenneth Ziffren (Not for Publication)  
B165372 v.  
Superior Court, Los Angeles County  
(Marcia Ziffren, r.p.i.)

The petition is granted. Let a peremptory writ of mandate issue, directing the trial court to: (1) vacate that part of its December 17, 2002 order imposing issue and evidence sanctions; (2) vacate its order of March 10, 2003 striking Kenneth's evidence supporting his motion for modification of spousal support; and (3) reconsider that part of its December 17, 2002 order imposing a monetary sanction by determining the appropriate amount to be awarded, as we have directed. Our stay of the hearing on Kenneth's spousal support motion is dissolved. The parties are to bear their own costs in these writ proceedings.

Cooper, P.J.

I concur: Boland, J.

I concur: Vogel (Miriam A.),J., (Assigned)